

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Thomas C. Richards et al.  
Serial No. : 10/633,339  
Filed : August 1, 2003  
Title : BATTERY

Art Unit : 1795  
Examiner : Alix Elizabeth Echelmeyer  
Conf. No. : 4181

**Mail Stop Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUMMARY OF EXAMINER INTERVIEW HELD ON AUGUST 7, 2009

Applicant thanks Examiner Alix Elizabeth Echelmeyer for the telephonic interview conducted on August 7, 2009.

Applicant was represented by Mr. Denis G. Maloney, the undersigned, and Mr. Indranil Sarkar who is working under the authorization of the undersigned.

Applicant's representative discussed the new action and the Johnson reference with the examiner and explained how Johnson does not disclose or suggest the claimed invention.

The examiner indicated that the new action was necessitated by a typographical error in the prior action that prompted Applicant's Appeal Brief, in that claim 12 was not properly addressed.

Based on Applicant's discussion the examiner agreed that the claims, in their current form, likely overcome the prior art of record and indicated that another search may be required. However, the examiner felt that further review of the art would be necessary.

Therefore it was agreed that Applicant would re-submit the previously filed Appeal Brief modified to take into consideration the examiner's treatment of claim 12.

**CERTIFICATE OF MAILING BY EFS-WEB FILING**

I hereby certify that this paper was filed with the Patent and Trademark Office using the EFS-WEB system on this date: August 11, 2009

Applicant : Jordan T. Bourilkov et al.  
Serial No. : 10/616,495  
Filed : July 9, 2003  
Page : 2 of 2

Attorney's Docket No.: 08935-292001 / M-5028/Z-  
03489

No fee is due. Please apply any other charges or credits to deposit account 06-1050,  
referencing attorney docket no. 08935-0294001.

Respectfully submitted,

Date: August 17, 2009

/Denis G. Maloney/  
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